

Form 2 - AFFIDAVIT OF SERVICE



P7836166

**TANNER & ORTEGA, LLP** HUGO ORTEGA  
 U S DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK  
 CARLOS ALVAREZ

PLAINTIFF

Index No. **1:22-CV-08689-PKC**

Date Filed

Office No.

Court Date.

THE CITY OF NEW YORK, ETAL

- vs -

DEFENDANT

STATE OF **NEW YORK**, COUNTY OF **NEW YORK** :SS:

**FREDDI SIMON** being duly sworn, deposes and says; I am over 18 years of age, not a party to this action, and reside in the State of New York. That on the **06TH** day of **JANUARY 2023**, **1:02PM** at **19TH PRECINCT**

**153 EAST 67TH STREET****NEW YORK NY 10065**

I served the **AMENDED COMPLAINT, SUMMONS AND COMPLAINT** upon **SGT. ALEXIS SOTO, the DEFENDANT**, therein named by delivering and leaving a true copy or copies of the aforementioned documents with **(JOHN) PALAGUACHI (REFUSED FULL NAME), OFFICER**, a person of suitable age and discretion.

Deponent describes the person served as aforesaid to the best of deponent's ability at the time and circumstances of the service as follows:

SEX: **MALE** COLOR: **FAIR** HAIR: **BLACK/BALD**APP.AGE: **30-40** APP. HT: **5'7** APP. WT: **145**

OTHER IDENTIFYING FEATURES

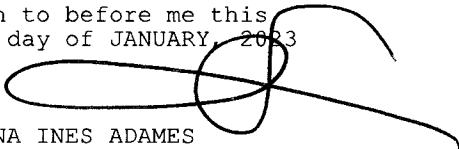
On **01/09/2023** I deposited in the United States mail another true copy of the aforementioned documents properly enclosed and sealed in a post-paid wrapper addressed to the said **DEFENDANT** at the above address. That being **the place of business of the DEFENDANT**.


Copy mailed 1st class mail marked personal and confidential not indicating on the outside thereof by return address or otherwise that said notice is from an attorney or concerns an action against the person to be served.

## COMMENTS:

That at the time of service, as aforesaid, I asked the **person spoken to** whether the **DEFENDANT** was in the military service of the United States Government, or of the State of New York, and received a negative reply. Upon information and belief based upon the conversation and observation as aforesaid I aver that the **DEFENDANT** is not in the military service, and is not dependent on anyone in the military service of the United States Government or the State of New York, as that term is defined in statutes of the State of New York, or of the Federal Soldiers and Sailors Civilian Relief Act.

Sworn to before me this  
 09TH day of JANUARY, 2023

  
 SELENA INES ADAMES  
 Notary Public, State of New York  
 No. 01AD6365042  
 Qualified in QUEENS COUNTY  
 Commission Expires 09/25/2025

  
 FREDDI SIMON 2066183  
 Lexitas  
 1235 BROADWAY 2ND FLOOR  
 NEW YORK, NY 10001  
 Reference No: 7-TAOL-7836166

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